

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF RHODE ISLAND

RONALD KINGSLEY, as parent and  
Next friend of ZOE JEAN KINGSLEY,  
a minor, and on behalf of all beneficiaries of  
LISA KELLY, decedent,  
Plaintiff

vs.

C.A. No. 03-208-L

JEFFREY DERDERIAN, MICHAEL  
DERDERIAN, DERCO d/b/a The Station,  
MANIC MUSIC MANAGEMENT,  
JACK RUSSELL, MARK KENDALL,  
DAVID FILICE, ERIC POWERS, DANIEL  
BICHELE, PAUL WOOLNOUGH, KNIGHT  
RECORDS, INC., ANHEUSER-BUSCH, INC.,  
MCLAUGHLIN & MORAN, INC., LUNA  
TECH, INC., LUNA TECH PYROTECHNIK  
GmbH, AMERICAN FOAM CORPORATION,  
WHJY-FM, CLEAR CHANNEL  
COMMUNICATIONS, INC., and  
Does 1 through 100,  
Defendants

SUPPLEMENTAL NOTICE OF PENDENCY  
OF OTHER ACTIONS AND PROCEEDINGS

Pursuant to Rule 31 of the Local Rules of the United States District Court  
for the District of Rhode Island, defendant Anheuser-Busch, Inc. submits that the  
following list of actions and proceedings known to counsel for Anheuser-Busch as  
of this date:

United States District Court for the District of Rhode Island

1. C.A. No. 03-148-L Tammy Passa, Alias, Walter Castle, Jr., Alias and  
Cheryl Harris-Rossi (next-of-kin of decedent, Joseph E.  
Rossi) v. Jeffrey Derderian, Michael Derderian,  
DERCO, LLC, Manic Music Management, Inc., Jack  
Russell, Mark Kendall, David Filice, Eric Powers,

29

Daniel Bichele, Paul Woolnough, Knight Records, Inc., Anheuser-Busch Companies, Inc., Anheuser-Busch Inc., McLaughlin & Moran, Inc., Shell Oil Co. d/b/a/ Motiva Enterprises, LLC, Luna Tech, Inc., Luna Tech Pyrotechnik GmbH, American Foam Corporation, General Foam Corporation, Foamex International, Inc., WHJY, Inc., Clear Channel Communications, Inc., Clear Channel Broadcasting, Inc., Town of West Warwick, Dennis Larocque (individually and as Fire Inspector for the Town of West Warwick), State of Rhode Island, Irving J. Owens (individually and in his capacity as Fire Marshall for the State of Rhode Island), Triton Realty Limited Partnership, Triton Realty, Inc., and John Does 1 through 100.

Personal injury claims, including counts for negligence, strict liability, breach of implied warranty of merchantability relating to the deaths and/or injuries to plaintiffs.

(Atty. - Ronald J. Resmini, Esq., 155 South Main Street, Providence, RI 02903)

2. M.C. 03-70-L

In Re: The Station Fire In West Warwick, Rhode Island on February 20, 2003. Removed from Providence County Superior Court on August 7, 2003, and captioned therein as M.P. 03-1326, Petition of Luis F. Alves & Mary A. Alves (statutory beneficiaries of Luis S. Alves, deceased), and Robert W. Rager.

Petitioners stated intent to present civil claims and sought (1) court order authorizing their investigative team to enter premises of The Station to conduct forensic examination and investigation; and (2) permission to subpoena WPRI-TV for all video recordings made at The Station on February 20, 2003. (Atty. - Patrick T. Jones, Esq., Cooley Manion & Jones, LLP, One center Place, Providence, RI 02903)

3. M.C. 03-71-L

In Re: The Station Fire In West Warwick, Rhode Island on February 20, 2003. Removed from Providence County Superior Court on August 7, 2003 and captioned therein as M.P. 03-1346, Petition of Judith O'Brien (mother of Robert J. Reisner, deceased), Lawrence Fick (father & guardian of minor children of Charlene Fick, deceased), Deborah Lemay, Claire

Bruyere (mother of Bonnie Hamelin, deceased), Nancy A. Lee (mother of Christopher Prouty, deceased), Michael Perrault. Petitioners stated intent to present civil claims and retained a team of fire investigation professionals to conduct on-site investigation, and sought (1) permission for experts to enter site and conduct forensic fire investigation; and (2) permission to subpoena WPRI-TV for all video recordings made at The Station on February 20, 2003.

(Atty. - Mark S. Mandell, Esq. & Yvette M. Boisclair, Esq., Mandell, Schwartz & Boisclair, One Park Row, Providence, RI 02903 [on behalf of O'Brien, Fick & Lemay], and Max Wistow, Esq., Wistow & Baryllick, Inc., 61 Weybosset Street, Providence, RI 02903 [on behalf of Bruyere, Lee & Perrault])

4. M.C. 03-72-L In Re: The Station Fire In West Warwick, Rhode Island on February 20, 2003. Removed from Providence County Superior Court on August 7, 2003 and captioned therein as M.P. 03-1431, Petition of unnamed manufacturers and providers of certain products or services who are not yet may be named as defendants in litigation arising out of fire at The Station (a/k/a "Unnamed Defendants). Petitioners sought court's permission for investigative team to enter premises of The Station to conduct forensic examination and investigation under the same conditions as other parties and potential parties to litigation arising out of The Station fire.  
(Atty. - Gerald DeMaria, Esq. & James A. Ruggieri, Esq., Higgins, Cavanagh & Cooney, 123 Dyer Street, Providence, RI 02903)
5. C.A. No. 03-335-L George Guindon, Barbara Guindon (individually and as mother and next of friend of Erica Guindon, minor), Tammy Ayer (guardian and next of friend of Kayla Marie Dorothy Abbenante Ayer, minor), Louis Rossi (administrator of Estate of Joseph Rossi), Christopher Scot, Julianna Giaven, Eric Malardo, Michelle Malardo, Richard Sanetti, Patricia Sanetti, Michelle Spence (individually and as mother and next of friend of Hailey Spence, minor), Catherine Carignan, Edward Corbett, III, Paul and Betty Roe (individually and as co-

administrators of the Estate of Lori K. Durante), Daniel Davidson, and Stephen Bruno v. American Foam Corporation, Foamex International, Barry H. Warner, Triton Realty Limited Partnership, Jeffrey Derderian, Michael Derderian, DERCO, LLC, Manic Music Management, Inc., Jack Russell, Mark Kendall, David Filice, Eric Powers, Daniel Bichele, Paul Woolnough, Knight Records, Inc., Anheuser-Busch, Inc., McLaughlin & Moran, Inc., Luna Tech, Inc., Luna Tech Pyrotechnik GmbH, Clear Channel Communications, Inc. d/b/a WHJY-FM, Motiva Enterprises, LLC, Shell Oil Company, Town of West Warwick, Dennis Larocque, State of Rhode Island and Irving J. Owens. Personal injury claims, including counts for negligence, product liability, wrongful death, and loss of consortium relating to the deaths and/or injuries to plaintiffs.  
(Atty. - Brian R. Cunha, Esq., Brian Cunha & Associates, 904 Broadway, East Providence, RI 02914)

United States District Court for the District of Connecticut

6. C.A. No.  
3:03-CV-00999-DJS Estate of Jude B. Henault by Chad M. Henault and Angela Boggs (co-administrators), Angela Boggs (individually), Rachel M. Henault (ppa Chad M. Henault), Andrew J. Henault (ppa Chad M. Henault), Estate of Samuel A. Miceli, Jr. by Madeline P. Miceli (administrator), Estate of Melvin A. Gerfin, Jr. by Deborah A. Gerfin and Laura Gerfin (co-administrators), Deborah Gerfin (individually), Laura Gerfin (individually), Kelly Gerfin (ppa Deborah Gerfin), Meagan Gerfin (ppa Deborah Gerfin), Nancy Noyes, Caroline Telegarsky (administrator of Estate of Sara Jane Telegarsky), Sarah Jane Telegarsky (individually), Glenn Johnson, Lisa Johnson, and Melanie Holliday v. American Foam Corporation, Barry H. Warner, Triton Realty Limited Partnership, Jeffrey Derderian, Michael Derderian, DERCO, LLC, Manic Music Management, Inc., Jack Russell, Mark Kendall, David Filice, Eric Powers, Daniel Bichele, Paul Woolnough, Knight Records, Inc., Anheuser-Busch,

Inc., McLaughlin & Moran, Inc., Luna Tech, Inc., Luna Tech Pyrotechnik GmbH, Clear Channel Communications, Inc. d/b/a WHJY-FM, Strawberries, Inc., Citadel Communications Corporation d/b/a WQGN-Fm, Motiva Enterprises, LLC, Shell Oil Company, Town of West Warwick, Dennis Larocque, State of Rhode Island and Irving J. Owens. Personal injury claims, including counts for negligence, loss of consortium and joint venture theories relating to the deaths and/or injuries to plaintiffs.

(Atty. - Robert Reardon, Esq. & Robert T. Rimmer, Esq., The Reardon Law Firm, P.C., 160 Hempstead Street, New London, CT 06320 [on behalf of Henault, Miceli, Gerfin and Noyes plaintiffs], John J. Nazzaro, Esq., 164 Hempstead Street, New London, CT 06320 [on behalf of Gerfin plaintiffs], Daniel J. Horgan, Esq., Shaw Cove 5, Suite 200, New London, CT 06320 [on behalf of Johnsons and Holliday plaintiffs], Ralph J. Monaco, Esq., Conway & Londregan, P.C., 38 Huntington Street, P.O. Box 1351, New London, CT 06320 [on behalf of Telegarsky plaintiffs])

United States District Court for the District of Massachusetts

7. C.A. 03-11496-RWZ Charles and Carol Sweet (individually and as administrators of the Estate of Shawn Sweet) v. American Foam Corporation, Foamex International, Barry H. Warner, Triton Realty Limited Partnership, Jeffrey Derderian, Michael Derderian, DERCO, LLC, Manic Music Management, Inc., Jack Russell, Mark Kendall, David Filice, Eric Powers, Daniel Bichele, Paul Woolnough, Knight Records, Inc., Anheuser-Busch, Companies, Inc., McLaughlin & Moran, Inc., Luna Tech, Inc., Luna Tech Pyrotechnik GmbH, Clear Channel Communications, Inc. d/b/a WHJY-FM, Motiva Enterprises, LLC, Shell Oil Company, Town of West Warwick, Dennis Larocque, State of Rhode Island and Irving J. Owens. Personal injury claims, including counts for negligence, product liability, wrongful death, and loss of consortium relating to the deaths and/or injuries to plaintiffs.
- (Atty. - Brian R. Cunha, Esq., Brian Cunha & Associates, 904 Broadway, East Providence, RI 02914)

8. C.A. 03-11497-MEL Linda Roderiques (individually, as administrator of the Estate of Donald Roderiques, and as mother and next of friend Mandi Roderiques, minor) v. American Foam Corporation, Foamex International, Barry H. Warner, Triton Realty Limited Partnership, Jeffrey Derderian, Michael Derderian, DERCO, LLC, Manic Music Management, Inc., Jack Russell, Mark Kendall, David Filice, Eric Powers, Daniel Bichele, Paul Woolnough, Knight Records, Inc., Anheuser-Busch, Companies, Inc., McLaughlin & Moran, Inc., Luna Tech, Inc., Luna Tech Pyrotechnik GmbH, Clear Channel Communications, Inc. d/b/a WHJY-FM, Motiva Enterprises, LLC, Shell Oil Company, Town of West Warwick, Dennis Larocque, State of Rhode Island and Irving J. Owens. Personal injury claims, including counts for negligence, product liability, wrongful death, and loss of consortium relating to the deaths and/or injuries to plaintiffs.  
(Atty. - Brian R. Cunha, Esq., Brian Cunha & Associates, 904 Broadway, East Providence, RI 02914)

Rhode Island Superior Court, Providence County

9. M.P. 03-1401 Petition of Renee C. Walton (temporary guardian of Gina Gauvin). Petitioner stated intent to present civil claim and has retained fire investigation expert. Sought and was granted permission (1) for expert to enter site to conduct a forensic fire investigation; and (2) permission to subpoena WPRI-TV for all video recordings made at The Station on February 20, 2003)  
(Atty. - Charles N. Redihan, Jr., Kiernan, Plunkett & Redihan, 91 Friendship Street, Providence, RI 02903)

ANHEUSER-BUSCH, INC.

By its Attorneys,

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*Kristin E. Rodgers*

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Pro Hac Vice on behalf of

Defendant Anheuser-Busch, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on the 14<sup>th</sup> day of August, 2003, I served a true copy of the within Supplemental Notice, via first class mail, postage prepaid to the following counsel of record:

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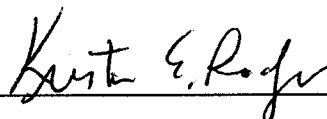
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